SIKKIM

GOVERNMENT GAZETTE

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HOME DEPARTMENT
GOVERNMENT OF SIKKIM

No: 105/Home/06 **Dated: 28/12/006**

NOTIFICATION

In compliance to the Order of the Hon'ble Supreme Court of India in WP (Civil) No. 310 of 1996 in the matter of Prakash Singh and Ors. Vs. Union of India and Ors., and the suggestions contained in the Model Police Act, 2006 drafted by the Soli Sorabjee Committee and forwarded by the Ministry of Home Affairs (Govt. of India) vide letter No. 25019/15/2005-PM-II dated 03.11.2006, the State Government is hereby pleased to notify the following process for the selection and term of office of the Director General of Police with effect from the 1st of January, 2007:-

(1) The Director General of Police shall be appointed by the State Government from amongst three senior most police officers of the State cadre empanelled for the rank.

(2) The empanelment for the rank of Director General of Police shall be done by the State Security Commission notified by the State Government on the basis of their length of service, very good record and range of experience for heading the police force.

(3) The Director General of Police so appointed shall have a minimum tenure of two years irrespective of his date of superannuation. However, he may be relieved of his responsibilities by the State Government in consultation with the State Security Commission consequent upon (i) any action taken against him under the All India Services (Discipline & Appeal) Rules; or (ii) conviction in a court of law in a criminal offence or charges having been framed by a court in a case involving corruption or moral turpitude; or (iii) his suspension from service in accordance with the said rules; or (iv) his incapacitation by physical or mental illness or his otherwise becoming unable to discharge his functions as the Director General of Police; or (v) promotion to a higher post under either the State or the Central Government, subject to the officer's consent to such a posting.

BY ORDER AND IN THE NAME OF THE GOVERNOR.

T.T DORJI, IAS
ADDITIONAL CHIEF SECRETARY
F.No.Gos/Home-II/2006/13

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